

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Applicant(s): | D.D. CHAMBLISS et al. | Examiner | William J. Goodchild |
| Serial No. | 10/663,559 | Group Art Unit | 2109 |
| Filed | September 15, 2003 | Docket No. | SJO920030006US1 |
| TITLE | METHOD, SYSTEM, AND PROGRAM FOR MANAGING INPUT/OUTPUT (I/O) PERFORMANCE BETWEEN HOST SYSTEMS AND STORAGE VOLUMES | | |

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being transmitted through the USPTO EFS-Web system over the Internet to William J. Goodchild of the U.S. Patent and Trademark Office on February 15, 2008.

/David Victor/

David W. Victor

RESPONSE TO FINAL OFFICE ACTION

This paper is submitted in response to a final office action in the above case dated October 15, 2007 in which the Examiner rejected the claims as anticipated (35 U.S.C. §102) or obvious (35 U.S.C. §103) over cited art. During a phone interview held on January 22, 2008, the Examiners found that the arguments attorney for Applicants presented to distinguish over the cited art were persuasive. The Examiners requested Applicants to present the persuasive arguments in a response and that the Examiner would withdraw the rejection and update his search. Applicants submit the arguments presented during the phone interview and submit that pending claims 1-5, 7-18, and 20-39 are patentable over the cited art and in condition for allowance for the reasons discussed herein.

A listing of the Claims begins on page 2.

Remarks/Arguments begin on page 15.